

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

NML CAPITAL, LTD.,

Plaintiff,

v.

EXCELERATE ENERGY, LLC,

Defendant.

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CIVIL ACTION NO. H-08-mc-574

**ORDER**

Before the Court is NML Capital's Motion to Compel. (Doc. No. 1.) After considering the parties' filings, all responses and replies thereto, and the applicable law, the Court finds that the Motion is **DENIED WITHOUT PREJUDICE**. The Court advises NML to seek discovery from YPF Respol directly. The Court acknowledges the lengthy amount of time this Motion was under advisement; however, it was difficult to consider fully the parties' positions without reviewing the disputed documents.

**IT IS SO ORDERED.**

**SIGNED** at Houston, Texas, on this the 4<sup>th</sup> day of March, 2009.

  
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KEITH P. ELLISON  
UNITED STATES DISTRICT JUDGE

**TO ENSURE PROPER NOTICE, EACH PARTY WHO RECEIVES  
THIS ORDER SHALL FORWARD A COPY OF IT TO EVERY  
OTHER PARTY AND AFFECTED NON-PARTY EVEN THOUGH  
THEY MAY HAVE BEEN SENT ONE BY THE COURT.**